

Chapter 40

WOOD FOR FUEL*

Sec. 40-1. What constitutes a cord.

For the purposes of this chapter a cord of wood, when stacked, shall contain one hundred twenty-eight (128) cubic feet, being eight (8) feet long, four (4) feet high and four (4) feet wide, or the equivalent thereof. (Ord. No. O-81-242, § 1, 10-13-81)

Sec. 40-2. Sale to be by cord or proportional part.

No person, firm or corporation, or any employee or agent thereof, shall sell or offer for sale, or transport by vehicle for the purpose of sale, within the city, any stick or long wood, sawed and block wood, to be used as fuel, except by the cord or its proportional parts. (Ord. No. O-81-242, § 1, 10-13-81)

Sec. 40-3. Ticket as to quantity, etc.; procedure when deficiency is suspected.

In transporting wood as referred to in section 40-2, the seller, his employee or agent, shall send with each vehicle a ticket on which shall be written in ink or indelible substance the quantity by cord measurement of the wood contained in such vehicle, the name and address of the seller, and the name and address of the customer. Such ticket shall be handed to the purchaser or his representative on delivery. (Ord. No. O-81-242, § 1, 10-13-81)

Sec. 40-4. Delivery, etc., of quantity less than shown on ticket.

No person, firm or corporation, or any agent or employee thereof, shall dispatch or transport or deliver to any customer an amount of wood, as referred to in section 40-2, of less quantity than that shown on the ticket accompanying the same. (Ord. No. O-81-242, § 1, 10-13-81)

Sec. 40-5. Retailing from yard of quantity of less than one-eighth cord.

Nothing contained in this chapter shall prohibit sellers of wood from retailing from their yards in small quantities of less than one-eighth cord by the stick or block to persons who call for and personally carry away such small quantities. (Ord. No. O-81-242, § 1, 10-13-81)

Sec. 40-6. Authority of sealer of weights and measures to inspect, measure, etc.

Any police officer shall have the right and authority at any time to inspect and measure such wood as referred to in section 40-2, to require the driver of any vehicle transporting such wood to exhibit the ticket heretofore required, and to direct the driver of any such vehicle to drive same to the nearest location of any approved measuring device for measurement. (Ord. No. O-81-242, § 1, 10-13-81)

Sec. 40-7. Penalty for violation.

For each and every violation of any provision of this chapter, the offender shall be punished by a fine of not less than ninety dollars (\$90.00) nor more than one thousand dollars (\$1,000.00), and by confinement in jail for not more than twelve (12) months, either or by both. The license of any person so convicted to do business in the city may be revoked in the discretion of the court. (Ord. No. O-81-242, § 1, 10-13-81)

*Cross references—Tax Code, Ch. 36; license for coal dealers, § 36-53.

